

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Nolish, Kevin, Drew Anderson and Keith Arner

Application No.: 10/782,217

Group No.: 2113

Filed: February 19, 2004

Examiner: Elmira Mehrmanesh

For: METHOD, APPARATUS AND SOFTWARE FOR PREVENTING SWITCH FAILURES IN THE

PRESENCE OF FAULTS

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT BEFORE MAILING DATE OF EITHER A FINAL ACTION OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97(c))

TIME OF TRANSMITTAL OF ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

- 1. The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in Section 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either
 - (1) a final action under § 1.113 or
 - (2) a notice of allowance under § 1.311

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10*

X with sufficient postage as first class mail.

as "Express Mail Post Office to Addressee"

Mailing Label No. _

(mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

_...

mature 7. Mary h. Mary

04/17/2007 HVUDNG1 00000022 1078221

Tracey L. Klaas

01 FC:1806

180.00 GP

(type or print name of person certifying)

^{*} Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

whichever occurs first.

FEE

2. Accompanying this transmittal is the fee for submission of an information disclosure statement under section 1.97(c). (\$180.00)

METHOD OF PAYMENT OF FEE

3. Attached is a check in the amount of \$180.00.

A duplicate of this paper is attached.

Ansel M. Schwartz Registration No. 30,587 Attorney at Law 201 N. Craig Street Suite 304 Pittsburgh, PA 15213 412-621-9222

PTO/SB/08a (09-06)

Approved for use through 03/31/2007. OMB 0651-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

e Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

BAT & FRADE

Sheet

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

E T
 Complete if Known

 Application Number
 10/782,217

 Filing Date
 02/19/2004

 First Named Inventor
 Kevin Nolish

 Art Unit
 2113

(Use as many sheets as necessary)

1 of 1

Examiner Name
Elmira Mehrmanesh
Attorney Docket Number
FORE-107

U. S. PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ^{2 (if known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		US-					
		US-					
		US-					
		US-					
		US-					
THE STREET OF STREET,		US-					
		US-					
······································		US-					
		US-					
•		US-					
		US-					
	***************************************	US-		······································			
	***************************************	US-		,			
	***************************************	US-					
		US-					
		US-					
······································		US-					
		US-					

FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Publication Date	Name of Patentee or	Pages, Columns, Lines,			
		Country Cod	de ³ Number ⁴ Kind Code ⁵ (if known)		MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶	
		EP	1 357 479	A2	10/29/2003	1			

			•	•••••	7.7 2.7.2.7.2.00 2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.2.	***************************************			
***************************************			•••••••••••••••••••••••	*************	***************************************	***************************************			

Examiner		Date	
Signature		Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.